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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO	
09/904,686	07/13/2001	Hiroyo Masuda	FUJY 18.847	5599	
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KATTEN MUCHIN ZAVIS ROSENMAN			FISCHETTI, JOSEPH A		
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DATE MAILED: 07/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Application No. Depticant(e) MASUDA		Application No.	Applicant(s)					
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Joseph A. Fischelti Joseph S. Fischelti Joseph A. Fischelti Joseph A. Fischelti Joseph A. Fischelti Joseph S. Fischelti Joseph A. Fischelti Joseph S. Fischelti	Office Action Summary	<u> </u>	. //					
Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ③ MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be swallened for the provisions of 3 CFR 1.138(a). In or evert, however, may a reply be timely filed Extensions of time may be swallened for the provisions of 3 CFR 1.138(a). In or evert, however, may a reply be timely filed 1 the period for reply specified above its less bane hithy (30) along, as reply within the stablatory minimum of thinty (30) skeps will be considered timely. 1 the period for reply specified above its less bane hithy (30) along, as reply within the stablatory minimum of thinty (30) skeps will be considered timely. 1 the period for reply specified above its less bane hithy (30) along, as reply within the stabletory replication to become ABANDONED (32 U.S.C. § 133). 1 the period for reply specified above its less share hithy (30) along a reply within the section of the period for reply specified by the stabletory in the replication of the communication of the period for reply specified and section is period. 2 along the stabletory is specified above to communication (s) filed on 28 April 2004. 2 along This action is FINAL. 2 blog This action is formation of replication. 2 along the specified above training and the replication of the above claim(s) 2.24 is/are withdrawn from consideration. 2 blogostition of Claims 4 Claim(s) 1.25 is/are pending in the application. 4 Of the above claim(s) 3.24 is/are withdrawn from consideration. 5 Claim(s) 1.25 is/are rejected. 7 Claim(s) 1.25 is/are rejected. 7 Claim(s) 1.25 is/are rejected to. 8 Claim(s) 1.25 is/are allowed. 9 The specification is objected to by the Examiner. 10 The drawing(s) filed on is/are: all accepted or by objected to by the Examiner. Application Papers 9 The specification is objected to by the Examiner. 10 The drawing(s) filed on is/are: all accepted or by objected to by the Examiner. Application from the replication from the international B	•							
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THE MAILING DATE OF THIS COMMUNICATION. Extractions of the may be variable under the procisions of 3 CFR 1.13(e). In no event, however, may a reply be timely filed after SIX (8) MOLTHS from the mailing date of this communication. It NO period for reply is specified to the provided of the communication. If NO period for reply is specified above, the machine state of provided property of the mailing date of this communication. Failure to reply within the set or obsorded profid for reply vall. It pades the nitree mailing date of this communication, even if timely filed, may reduce any seamed plates turn adjustment. Set 97 CFR 1.704(b). Status 1) Responsive to communication(s) filed on 28 April 2004. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1.24 is/are pending in the application. 4a) Of the above claim(s) 8.24 is/are withdrawn from consideration. 5) Claim(s) 1.25 is/are rejected. 7) Claim(s) 1.25 is/are rejected. 7) Claim(s) 1.27 is/are rejected. 7) The drawing(s) filed on 1.57 is/are: a) accepted or b) objected to by the Examiner. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on 1.57 is/are: a) accepted or b) objected to by the Examiner. Application Papers 11) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). 3) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). 3) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). 3) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). 3) Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received. Attachment(s) 1) Notice of R	Period for Reply		· ·					
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Claims 8-24*withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to a nonelected inventions, there being no allowable generic or linking claim. Election was made without traverse in Paper No. 4/28/04.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Claims 1,3,7 are rejected under 35 U.S.C. 102(e) as being anticipated by Hillis.

Hillis discloses a method of displaying an accounting state for a communication service by a terminal device, comprising steps of receiving a communication service (block 40 user enters number), to which a plurality of accounting methods (account method for fixed location vs. accounting method for conference call vs. method for ISU to ISU) can be applied rates are variable and hence are accounting based results), from a network and providing communication service for a subscriber; and displaying accounting quantities corresponding to each of said plurality of accounting methods in the process of utilizing the communication service (col. 6 lines seq. 50 since the displayed rate result of an other et

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discloses accepting the call at col. 6 , line 27.

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accounting practice is shown in the process of its use without deference to any other method, the claim meets this limitation). Re claim 3: the specified accounting quantity is read as the display of the rate disclosed in col. 6 lines 50-55. Re claim 7: Hillis disclose notifying the network of pieces of information when he

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.

Claims 1-7 are rejected under 35 U.S.C. 103(a) as being unpatentable over Hillis in view of Kikuchi et al.

Hillis discloses the invention substantially as claimed except that it fails to disclose the specifics of claims 2,4,5,6. However Kikuchi et al. disclose obtaining a piece of information on an accounting degree (see unit fee per unit time information 121) corresponding to each of said plurality of accounting methods from said network when the communication service starts being utilized; and measuring, in the

وور بنه وروف ورضا ورعائد بلك فداعت فالقرار والبدة فدائف الكاليو وتستريش بالنابوا بالبع عمليه في والأراع في بشاهد للمت

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process of utilizing the communication service, an quantity of an accounting element corresponding to an accounting method, (speech fee process 208) calculating and displaying said accounting quantity (display 212 displays the fee from the calculation made by timer 206). RE claim 4 it is deemed a mere repetition of steps to calculate and display the fee for various other rates stored in the unit fee database and since these fees while at some point appear on the display 150, they are deemed to have been shown "together". Re claim 5 and 6, the use of an alarm to sound when a value is exceeded is deemed to be an old and notorious expedient in the art. Re claim 3: the specified accounting quantity is read as the display of the rate disclosed in Hillis col. 6 lines 50-55. Re claim 7: Hillis disclose notifying the network of pieces of information when he discloses accepting the call at col. 6, line 27.

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Any inquiry concerning this communication should be directed to Joseph A. Fischetti at telephone number (703) 305-0731.

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